

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

CAROLYN PETERSON-DAILY,

Plaintiff,

vs.

CITY OF ASBURY PARK, ASBURY PARK
MUNICIPAL COURT JUDGE RONALD J.
TROPPOLI (SUCCESSOR OF JUDGE
DANIEL J. DIBENEDETTO), ASBURY
PARK MUNICIPAL COURT ADMINISTRATOR
JOANNE PILLIOD, ASBURY PARK
MUNICIPAL COURT PROSECUTOR JAMES
N. BUTLER, JR.; JOHN DOE(S) 1-10
(fictitious individuals presently
unknown); and ABC CORP(S) 1-10
(fictitious corporations presently
unknown),

Defendants.

CIVIL ACTION NO. 3:23-cv-21148

Motion returnable:
November 4, 2024

Document Electronically Filed

**NOTICE OF MOTION FOR JUDGMENT ON THE
PLEADINGS AND TO DISMISS THE
COMPLAINT OF PLAINTIFF FOR FAILURE
TO STATE A CLAIM**

ORAL ARGUMENT REQUESTED

To: Victoria A. Lucido, Esq.
Aloia Law Firm
2 Broad Street
Suite 407
Bloomfield, NJ 07003
Attorneys for Plaintiff

PLEASE TAKE NOTICE that on November 4, 2024 at 9:00 a.m., or
as soon thereafter as counsel may be heard, Cleary Giacobbe
Alfieri & Jacobs, LLC, attorneys for the defendants, City of
Asbury Park, Asbury Park Municipal Court Judge Ronald J. Troppoli
(Successor Of Judge Daniel J. Dibenedetto), Asbury Park Municipal
Court Administrator Joanne Pilliod, Asbury Park Municipal Court
Prosecutor James N. Butler, Jr., ("Defendants"), shall move
before the Honorable Justin T. Quinn, U.S.M.J. at 402 East State
Street, Trenton, New Jersey 08608, for an Order granting

Defendants' motion for judgment on the pleadings pursuant to Fed. R. Civ. P. 12(c) and Fed. R. Civ. P. 12(h)(2) to dismiss the complaint of the plaintiff, Carolyn Peterson-Daily for failure to state a claim.

PLEASE TAKE FURTHER NOTICE that Defendants shall rely upon the Certification and Brief submitted herewith.

PLEASE TAKE FURTHER NOTICE that a copy of all moving papers have been filed with the Court electronically.

PLEASE TAKE FURTHER NOTICE that a proposed form of order is enclosed herewith.

Dated: October 11, 2024

By: /s/ Anthony P. Seijas
Anthony P. Seijas, Esq.
CLEARY GIACOBBE ALFIERI JACOBS, LLC
Attorneys for Defendants,
City Of Asbury Park, Asbury Park
Municipal Court Judge Ronald J.
Troppoli (Successor Of Judge Daniel
J. Dibenedetto), Asbury Park
Municipal Court Administrator Joanne
Pilliod, Asbury Park Municipal Court
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